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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/664,907	09/22/2003	Sung Oh II	2336-203	6802

7590 07/12/2007

LOWE HAUPTMAN GOPSTEIN GILMAN & BERNER, LLP
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EXAMINER

ART UNIT PAPER NUMBER

DATE MAILED: 07/12/2007

Please find below and/or attached an Office communication concerning this application or proceeding.

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10664907	9/22/03	OH, SUNG	2336-203

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EXAMINER

Vickey Ronesi

ART UNIT	PAPER
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1714 20070705

DATE MAILED:

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Commissioner for Patents

Receipt is acknowledged of a request for continued examination under 37 CFR 1.114, including the fee set forth in 37 CFR 1.17(e) and a submission, filed on 6/14/2007. The submission, however, is not fully responsive to the prior Office action because applicant cannot obtain continued examination on the basis of claims that are independent and distinct from the claims previously claimed and examined as a matter of right (i.e., applicant cannot switch inventions). MPEP 706.07(h) and 37 CFR 1.145.

In particular, applicant has amended claims 2-5 and 9-14 so that they are drawn to a ceramic green sheet rather than a composition for a ceramic green sheet. Claims to a ceramic green sheet with a specific dimension (II) is classified in class 428, subclass 98 and a patentably distinct from a slurry composition (I) which is classified in class 524, subclass 413. I and II are distinct, each from the other, because are related as mutually exclusive species in an intermediate-final product relationship. Distinctness is proven for claims in this relationship if the intermediate product is useful to make other than the final product (MPEP § 806.04(b), 3rd paragraph), and the species are patentably distinct (MPEP § 806.04(h)). In the instant case, the intermediate product is deemed to be useful as a stand-alone cast film and the inventions are deemed patentably distinct since there is nothing on this record to show them to be obvious variants. Furthermore, the slurry composition is transformed upon preparing the green because the solvent is removed and the dried composition is oriented. Should applicant traverse on the ground that the species are not patentably distinct, applicant should submit evidence or identify such evidence now of record showing the species to be obvious variants or clearly admit on the record that this is the case. In either instance, if the examiner finds one of the inventions anticipated by the prior art, the evidence or admission may be used in a rejection under 35 U.S.C. 103(a) of the other invention.

Since the submission appears to be a bona fide attempt to provide a complete reply to the prior Office action, applicant is given a shortened statutory period of ONE MONTH or THIRTY DAYS from the mailing date of this letter, whichever is longer, to submit a complete reply. This shortened statutory period for reply supersedes the time period set in the prior Office action. This time period may be extended pursuant to 37 CFR 1.136(a).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Vickey Ronesi whose telephone number is (571) 272-2701. The examiner can normally be reached on Monday - Friday, 8:30 a.m. - 5:00 p.m. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Vasu Jagannathan can be reached on (571) 272-1119. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair->

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Vickey Ronesi

/Vasu Jagannathan/
Supervisory Patent Examiner
Technology Center 1700